

THE
COMPLIANCE
GROUP

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February 22, 2011

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, DC 20554

Re: **Metro Communication Comp., Inc.**
CPNI Certification Pursuant to 47 C.F.R. §64.2009(e)
EB Docket No. 06-36

Dear Ms. Dortch:

On behalf of Metro Communication Comp., Inc. ("Metro Communication"), enclosed herewith please find the company's Annual Customer Proprietary Network Information Certification ("CPNI Officer Certification") covering 2010.

Should you have any questions regarding this filing, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/

Christopher A. Canter
On behalf of Metro Communication Comp., Inc.

Metro Communication Comp., Inc.

Statement of CPNI Procedures and Compliance

Metro Communication Comp., Inc. ("Metro Communication") provides exclusively carrier-to-carrier telecommunications services. It has no end-user customers. Consequently, Metro Communication does not have a "subscriber" relationship with its customers and does not send "bills" to end-user customers. Metro Communication does not offer or market its services to the public or to such classes of users as to be effectively available directly to the public. The company provides service only to other carriers. Metro Communication typically does not obtain the end-user customer's billing name, address or telephone number, or any other information that relates to the quantity, technical configuration, type, or location of a specific end-user customer's service.

Metro Communication may obtain certain call detail information concerning the calls routed through its carrier-to-carrier services. Because Metro Communication provides exclusively carrier-to-carrier services, it does not use any call detail information that it obtains in the course of providing those services to attempt to market telecommunications services to the general public or any end-user customers.

Moreover, the call detail information obtained by Metro Communication is not made available to end-user customers or third parties over the telephone, online, or in retail stores. However, such information may be disclosed: (a) in response to a proper subpoena, court order or other judicial process; or (b) to the transmitting or receiving carriers for billing-relating purposes.

Metro Communication safeguards from improper use or disclosure by employees the call detail information that Metro Communication obtains in providing its carrier-to-carrier services. Access to call detail information is limited to certain employees, and those employees are trained to protect call detail information from improper use or disclosure and informed that failure to protect that information will result in appropriate disciplinary action. In addition, Metro Communication has programs and procedures in place to discover and protect against attempts by third parties to gain unauthorized access to Metro Communication computers and call detail records. In the event of unauthorized CPNI access, Metro Communication will notify the requisite law enforcement agencies, and the customer when possible.

Metro Communication did not have any breach of its call detail records during the past year, nor has the company received any customer complaints in the past year concerning the unauthorized release of or access to CPNI. Because Metro Communication does not have any presubscribed customers, and does not know the identity of end-users whose traffic is routed through Metro Communication, it cannot notify those end-user customers directly if a breach occurs. However, Metro Communication has processes and procedures in place to maintain records of any security breaches and to notify affected carriers and law enforcement of such breaches. Finally, the company has no information, other than information that has been publicly reported, regarding the processes that pretexters or data brokers are using to attempt to access CPNI.

Metro Communications Company, Inc.

STATEMENT OF POLICY REGARDING CUSTOMER PROPRIETARY NETWORK INFORMATION

In accordance with Section 222 of the Communications Act and the Federal Communications Commission's ("FCC") CPNI Rules (47 C.F.R. Section 64.2001, *et seq.*), Metro Communications Company, Inc. ("MCC") files this Statement of Policy outlining the Company's procedures for accessing, using and storing Customer Proprietary Network Information ("CPNI").

MCC provides telecommunications services to retail customers. Therefore, because MCC may access, use, or store CPNI when providing these types of services, the Company undertakes the steps outlined in this Statement of Policy to protect CPNI from unauthorized access or misuse.

Definition of CPNI

Under federal law, CPNI is certain customer information obtained by a telecommunications provider during the course of providing telecommunications services (including interconnected VoIP) to a customer. This includes information relating to the quantity, technical configuration, type, destination, location, and amount of use of a telecommunications service subscribed to by any customer of a telecommunications carrier.

Examples of CPNI include information typically available from telephone-related details on a monthly bill such as the types of services purchased by a customer, numbers called, duration of calls, directory assistance charges, and calling patterns. CPNI does not include names, addresses, and telephone numbers, because that information is considered subscriber list information under applicable law.

Use of CPNI

It is the policy of MCC not to use CPNI for any activity other than as permitted by applicable law. Any disclosure of CPNI to other parties (such as affiliates, vendors and agents) occurs only if it is necessary to conduct a legitimate business activity related to the services already provided by MCC to the customer. If MCC is not required by law to disclose CPNI or if the intended use is not otherwise permitted under FCC Rules, the Company will first obtain the customer's consent prior to using or sharing CPNI.

MCC follows industry-standard practices to prevent unauthorized access to CPNI by a person other than the subscriber or Company. However, MCC cannot guarantee that these practices will prevent every unauthorized attempt to access, use, or disclose personally identifiable information.

CPNI Notification

MCC notifies customers immediately of any account changes, including address of record, authentication, online account and password related changes.

Employee Training Policies

All employees of MCC are trained as to when they are, and are not, authorized to use CPNI.

Specifically, MCC prohibits its personnel from releasing CPNI based upon a customer-initiated telephone call except under the following three (3) circumstances.

- 1) When the customer has pre-established a password;
- 2) When the information requested by the customer is to be sent to the customer's address of record; or
- 3) When MCC calls the customer's telephone number of record and discusses the information with the party initially identified by customer when service was initiated.

Disclosure to Business Customers

MCC may negotiate alternative authentication procedures for services that the Company provides to business customers that have a dedicated account representative and a contract that specifically addresses the protection of CPNI.

Disciplinary Procedures

MCC has informed its employees and agents that it considers compliance with the Communications Act and FCC Rules regarding the use, disclosure, and access to CPNI to be very important.

Violation by company employees or agents of such CPNI requirements will lead to disciplinary action (including remedial training, reprimands, unfavorable performance reviews, probation, and termination), depending upon the circumstances of the violation (including the severity of the violation, whether the violation was a first time or repeat violation, whether appropriate guidance was sought or received from a supervisor, and the extent to which the violation was or was not deliberate or malicious).

Use of CPNI in Sales and Marketing Campaigns

MCC does not use CPNI in any marketing campaigns.

However, if MCC does use CPNI in marketing campaigns, the company will maintain a record of all sales and marketing campaigns that use the CPNI. The record will include a description of each campaign, the specific CPNI that was used in the campaign, and what products and services were offered as part of the campaign.

MCC will also implement a system to obtain prior approval and informed consent from its customers in accordance with the CPNI Rules. This system will allow for the status of a customer's CPNI approval to be clearly established prior to the use of CPNI.

Prior to commencement of a sales or marketing campaign that utilizes CPNI, MCC will establish the status of a customer's CPNI approval. The following sets forth the procedure that will be followed by the Company:

- Prior to any solicitation for customer approval, MCC will notify customers of their right to restrict the use of, disclosure of, and access to their CPNI.
- MCC will use opt-in approval for any instance in which Company must obtain customer approval prior to using, disclosing or permitting access to CPNI.
- A customer's approval or disapproval remains in effect until the customer revokes or limits such approval or disapproval.
- Records of approvals are maintained for at least one year.
- MCC provides individual notice to customers when soliciting approval to use, disclose or permit access to CPNI.
- The CPNI notices sent by MCC comply with FCC Rule 64.2008(c).

MCC will also establish a supervisory review process regarding compliance with the CPNI rules for outbound marketing situations and will maintain compliance records for at least one (1) year.

FCC Notification

Company is prepared to provide written notice within five (5) business days to the FCC of any instance where the opt-in mechanisms do not work properly or to such a degree that consumers' inability to opt-in is more than an anomaly.

Third Party Use of CPNI

To safeguard CPNI, prior to allowing joint venturers or independent contractors access to customers' individually identifiable CPNI, MCC will require all such third parties to enter into a confidentiality agreement that ensure compliance with this Statement of Policy and MCC shall also obtain opt-in consent for a customer prior to disclosing the information to such third parties. In addition, MCC requires all outside agents to acknowledge and certify that they may only use CPNI for the purpose for which that information has been provided.

MCC requires express written authorization from the customer prior to dispensing CPNI to new carriers, except as otherwise required by law.

MCC does not market or sell CPNI information to any third party.

Law Enforcement Notification of Unauthorized Disclosure

If an unauthorized disclosure of CPNI occurs, MCC shall provide notification of the breach within seven (7) days to the United States Secret Service ("USSS") and the Federal Bureau of Investigation ("FBI").

MCC shall wait an additional seven (7) days from its government notice prior to notifying the affected customers of the breach.

Notwithstanding the above, MCC shall not wait the additional seven (7) days to notify its customers if the Company determines there is an immediate risk of irreparable harm to the customers.

MCC shall maintain records of discovered breaches for a period of at least two (2) years.

Customer Complaints

MCC has not received any customer complaints in the past year concerning the unauthorized release of or access to CPNI.

Actions taken against Pretexters

MCC has not taken any actions against data brokers before state commissions, state or federal courts, or the FCC in the past year. MCC has no information, other than information that has been publicly reported, regarding the processes that pretexters are using to attempt to access CPNI.

Annual CPNI Certification

Pursuant to FCC regulations, 47 C.F.R. § 64.20089(e), MCC will annually submit to the FCC, prior to March 1st, a CPNI Certification of Compliance and accompanying Statement regarding MCC' CPNI policies and operating procedures. These documents certify that [COMPANY NAME] complied with federal laws and FCC regulations regarding the protection of CPNI throughout the prior calendar year.

Metro Communication Comp., Inc.

**Annual CPNI Certification
47 C.F.R. §64.2009(e)
EB Docket No. 06-36**

COMPANY NAME: Metro Communication Comp., Inc.
FILER ID: 826756
OFFICER: Zak Horn
TITLE: President

I, Zak Horn, hereby certify that I am an officer of Metro Communication Comp., Inc. ("Metro Communication") and that I am authorized to make this certification on behalf of Metro Communication. I have personal knowledge that Metro Communication has established operating procedures that are adequate to ensure compliance with the Commission's rules governing Customer Proprietary Network Information ("CPNI"), to the extent that such rules apply to Metro Communication or to any of the information obtained by Metro Communication. See 47 C.P.R. §64.2001 et seq.

Attached to this certification is an accompanying statement explaining the procedures Metro Communication employs to ensure that it complies with the requirements set forth in §64.2001 et seq. of the Commission's rules, to the extent that such requirements apply to Metro Communication or to the information obtained by Metro Communication.

Signed: Zak Horn
On behalf of Metro Communication Comp., Inc.

Date: 2/22/11